

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Gennaro et al.
Int'l Appln. No.: PCT/US00/12197
Int'l Filing Date: May 4, 2000
U.S. Serial No.: 10/009384
U.S. Filing Date: November 2, 2001
Title : SECRETED PROTEINS OF MYCOBACTERIUM TUBERCULOSIS AND
THEIR USE AS VACCINES AND DIAGNOSTIC REAGENTS

Art Unit : Unknown
Examiner : Unknown

Box: PCT

Commissioner for Patents
Washington, D.C. 20231

PETITION UNDER 37 C.F.R. §1.47(b)

There are two inventors in this application. Both inventors were employees of the Public Health Research Institute of the City of New York, Inc., at the time of the instant invention. The Public Health Research Institute of the City of New York, Inc., has a patent policy under which employees (including the present two inventors) are obligated to assign inventions to the Public Health Research Institute of the City of New York, Inc.

A declaration under 37 C.F.R. §1.497(a) is being submitted for one of the inventors, Dr. Maria L. Gennaro. However, as indicated by the attached declaration of Dr. Gennaro (Appendix A), repeated efforts by her to locate Dr. Gomez for the purpose of fowarding the declaration under 37 C.F.R. §1.497 to him for signature were unsuccessful. Dr. Gomez's last known address was:

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Apt. 204
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NJ 07310
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08/26/2002 LLANDGRA 00000038 10009384

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Attorney's Docket No.: 07763-042001

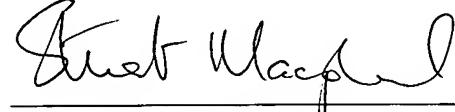
CONCLUSION

In view of the attached declaration under 37 C.F.R. §1.47(a), it is requested that this Application be permitted to proceed with the Rule 497 declaration of Maria Laura Gennaro and that this Rule 497 declaration be regarded as having been made on behalf of the non-signing inventor.

Enclosed is a check in payment of this Petition. Also enclosed is request for an extension of time and a check in payment of the extension of time. Please apply any other charges or credits to Deposit Account No. 06-1050.

Respectfully submitted,

Date: 8/20/02



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